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Attorneys for Defendants
CLEMENTE HEREDIA dba
CARMELITA'S MEXICAN RESTAURANT and
ROSALBA HEREDIA dba
CARMELITA'S MEXICAN RESTAURANT

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION

LAUREL ASHLEY,

Plaintiff,

v.

CLEMENTE HEREDIA dba
CARMELITA'S MEXICAN RESTAURANT;
ROSALBA HEREDIA dba
CARMELITA'S MEXICAN RESTAURANT,

Defendants.

Case No. 2:23-cv-01345-JAM-AC

**STIPULATION TO EXTEND TIME
TO RESPOND TO COMPLAINT; ORDER**

(L.R. 144)

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1 Plaintiff Laurel Ashley (“Plaintiff”) and Defendants Clemente Heredia dba Carmelita’s
2 Mexican Restaurant and Rosalba Heredia dba Carmelita’s Mexican Restaurant (“Defendants”)
3 (collectively “Parties”), through their respective counsel of record, hereby stipulate as follows:

4 WHEREAS, Defendant Rosalba Heredia dba Carmelita’s Mexican Restaurant’s deadline to
5 respond to Plaintiff’s Complaint [Dkt. 1] was initially August 8, 2023 [Dkt. 5];

6 WHEREAS, Defendant Clemente Heredia dba Carmelita’s Mexican Restaurant’s deadline
7 to respond to Plaintiff’s Complaint [Dkt. 1] was initially August 24, 2023 [Dkt. 6];

8 WHEREAS, the Parties were meeting and conferring regarding the identity of the proper
9 defendant to be named in the action;

10 WHEREAS, the Parties agreed that Defendants would have an extension of time through
11 September 5, 2023, to respond to Plaintiff’s Complaint to allow time for the Parties to engage in
12 meet and confer efforts [Dkt. 7];

13 WHEREAS, the Parties have reached an agreement regarding the identity of the proper
14 defendant to be named in the action and Plaintiff intends to file an amended complaint naming the
15 proper entity as a defendant and to dismiss the incorrectly named Defendants; and

16 WHEREAS, the Parties wish to continue the current deadline for Defendants to respond to
17 Plaintiff’s Complaint so that Plaintiff can amend her Complaint to name the proper entity and then
18 dismiss the incorrectly named Defendants.

19 NOW, THEREFORE, IT IS HEREBY STIPULATED, pursuant to Local Rule 144, by and
20 between Plaintiff and Defendants, through their undersigned counsel, that Defendants shall have
21 an extension of time through October 5, 2023, to respond to Plaintiff’s Complaint.

22 Dated: September 1, 2023

REIN & CLEFTON, Attorneys at Law

23 By: /s/ Aaron M. Clefton [as authorized on 09.01.23]
24 Aaron M. Clefton

Attorneys for Plaintiff

25 Dated: September 1, 2023

JACKSON LEWIS P.C.

26 By: /s/ Evan M McBride
27 Erika M. Barbara
28 Evan M. McBride

Attorneys for Defendants

ORDER

Having considered the Parties' stipulation and good cause appearing therefor, **IT IS HEREBY ORDERED** that Defendants shall have an extension of time through **October 5, 2023**, to respond to Plaintiff's Complaint.

Dated: September 05, 2023

/s/ John A. Mendez

THE HONORABLE JOHN A. MENDEZ

SENIOR UNITED STATES DISTRICT JUDGE